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DESDOTO COUNTY, MS
W.E. DAVIS, CH CLERK

IN THE CHANCERY COURT OF
DESOTO COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF ALLAN DALE KELLEY, SR., DECEASED
MARGARET ANN KELLEY, EXECUTRIX
CAUSE NO. 11-08-1523

MARGARET ANN KELLEY

PETITIONER

JUDGMENT TO CLOSE ESTATE

THIS DAY, this cause came on to be heard in on the Petition of Margaret Ann Kelley, Jr., the Petitioner herein, requesting a Judgment to Close the Estate, and the Court, after having maturely considered the same and the oral and documentary evidence presented, finds as follows:

I.

That Allan Dale Kelley, Sr, late an adult resident citizen of Horn, DeSoto County Mississippi, departed this life on or about April 7, 2011, as indicated on the Certificate of Death attached in the original Petition filed herein, leaving the Last Will and Testament attached as Exhibit B in the Original Petition filed herein. Said Will was witnessed by Pamela King and Lindsey Leslie, who are qualified in all respects to witness the execution and publication thereof. Petitioner, Margaret Ann Kelley, is the wife of the decedent.

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II.

That the Petitioner, Margaret Ann Kelley, Jr., is the duly appointed and acting Executrix of the Estate of Allan Dale Kelley Sr., deceased, having been granted Letters Testamentary in this matter on August 24, 2011.

III.

That the value of the estate is below the minimum amount necessary for the implication of State or Federal Estate Taxes.

IV.

That the Notice to Creditors was published in The DeSoto Times-Tribune, a newspaper published in the City of Hernando, DeSoto County, Mississippi, on August 30, 2011, September 6, 2011, and September 13, 2011 as indicated on the Proof of Publication filed herein.

V.

That the Executrix, Margaret Ann Kelley has made a reasonably diligent effort to locate creditors of the estate and have been unable to locate any. No creditors probated claims within the statutorily prescribed period. As such said claims, if any, be and hereby are forever barred under the laws of the state of Mississippi and therefore this Estate may be fully probated and closed with the proceeds to be distributed in accordance with the settlement and proposed disbursement as set forth herein:

(1) The real property located at 4960 Pecan Drive, Horn Lake, Mississippi 38637 being more particularly described as:

**PROPERTY IN THE NORTHWEST QUARTER OF SECTION 32,
TOWNSHIP 1 (SOUTH), RANGE 8 WEST, (DESOTO COUNTY,
MISSISSIPPI), DESCRIBED AS: BEGINNING AT A POINT WHICH IS
THE SOUTHWEST CORNER OF LOT 28 OF SECTION "B" OF ALLEN**

SUBDIVISION, (WHICH POINT IS 1,716 FEET SOUTH AND 19 FEET EAST OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 32); THENCE EAST WITH THE SOUTH LINE OF SAID LOT NO.28, 235 FEET TO A STAKE IN THE NORTHWEST CORNER OF THE 7.5 ACRE TRACT CONVEYED TO HAZEL Y. SCRIVENER AND MIRIAM F. SCRIVENER BY DEED DATED JULY 20, 1960, THENCE SOUTH WITH THE WEST LINE OF THE SCRIVENER 7.5 ACRE TRACT 432 FEET TO A STAKE IN THE NORTH LINE OF PECAN AVENUE (50 FEET WIDE); THENCE WEST WITH THE NORTH LINE OF PECAN AVENUE 235 FEET TO A STAKE IN THE EAST LINE OF A 19-FOOT LANE; THENCE NORTH WITH THE EAST LINE OF SAID LAND 432 FEET TO THE POINT OF BEGINNING. THIS BEING THE SAME PROPERTY CONVEYED TO ALLAN D. KELLEY AND WIFE, ANNETTE E. KELLEY, AS TENANTS BY THE ENTIRETY WITH FULL RIGHTS OF SURVIVORSHIP AND NOT AS TENANTS IN COMMON, FROM BOBBY F. CONLEE AND WIFE, PATRICIA W. CONLEE, BY DEED DATED APRIL 28, 1977, RECORDED APRIL 28, 1977, IN DEED BOOK 129, PAGE 244, IN THE CHANCERY CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI.

Said property being left to Margaret Ann Kelley for life with the remainder to Joey Allan Kelley, Ginna Anne Honeycutt, Terri Ruth Sykes, and Tommy Albert Kelley as tenants in common and subject to any mortgages or liens that exist on the property. The Petitioner, Margaret Ann Kelley has by agreement waived her interest in the property.

(2) Various items of personal property to be split equally between to Joey Allan Kelley, Ginna Anne Honeycutt, Terri Ruth Sykes, and Tommy Albert Kelley. All parties are satisfied with the divisions of the same as evidenced by the waivers and joinders filed herewith.

VI.

That the Petitioner has engaged the services of J. Wesley Hisaw of Horn Lake, Mississippi, to provide legal services required in the administration of this estate, and the fees and expenses for such legal services total (\$665.00). The legal services rendered herein have been for the benefit of this

estate, have been rendered in a good and professional manner, have been a direct benefit to this estate, and the charges for such services are fair and reasonable and represent the fair value for the services rendered.

VII.

That the Estate has been fully administered, pending the distribution of the remaining interests as described herein and that the Estate should now be closed.

IT IS, ACCORDINGLY, HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. The Executor is authorized and directed to pay Holland Law, P.C., legal fees and expenses in the amount of \$665.00;
2. The final accounting set forth in the petition to approve the same is allowed and approved, and all facts pled therein are factual;
3. This order is hereby entered as a muniment of title for the real property located at 4960 Pecan Drive, Horn Lake, Mississippi 38637 being more particularly described as:


PROPERTY IN THE NORTHWEST QUARTER OF SECTION 32, TOWNSHIP 1 (SOUTH), RANGE 8 WEST, (DESOTO COUNTY, MISSISSIPPI), DESCRIBED AS: BEGINNING AT A POINT WHICH IS THE SOUTHWEST CORNER OF LOT 28 OF SECTION "B" OF ALLEN SUBDIVISION, (WHICH POINT IS 1,716 FEET SOUTH AND 19 FEET EAST OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 32); THENCE EAST WITH THE SOUTH LINE OF SAID LOT NO.28, 235 FEET TO A STAKE IN THE NORTHWEST CORNER OF THE 7.5 ACRE TRACT CONVEYED TO HAZEL Y. SCRIVENER AND MIRIAM F. SCRIVENER BY DEED DATED JULY 20, 1960, THENCE SOUTH WITH THE WEST LINE OF THE SCRIVENER 7.5 ACRE TRACT 432 FEET TO A STAKE IN THE NORTH LINE OF PECAN AVENUE (50 FEET WIDE); THENCE WEST WITH THE NORTH LINE OF PECAN AVENUE 235 FEET TO A STAKE IN THE EAST LINE OF A 19-FOOT LANE; THENCE NORTH WITH THE EAST LINE OF SAID LAND 432 FEET TO THE POINT OF

BEGINNING. THIS BEING THE SAME PROPERTY CONVEYED TO ALLAN D. KELLEY AND WIFE, ANNETTE E. KELLEY, AS TENANTS BY THE ENTIRETY WITH FULL RIGHTS OF SURVIVORSHIP AND NOT AS TENANTS IN COMMON, FROM BOBBY F. CONLEE AND WIFE, PATRICIA W. CONLEE, BY DEED DATED APRIL 28, 1977, RECORDED APRIL 28, 1977, IN DEED BOOK 129, PAGE 244, IN THE CHANCERY CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI.

with title being hereby vested in Joey Allan Kelley, Ginna Anne Honeycutt, Terri Ruth Sykes, and Tommy Albert Kelley as tenants in common and subject to any mortgages or liens that exist on the property.

4. Upon the distribution of the remaining interests, the estate shall be closed and the Executrix discharged.

SO ORDERED, ADJUDGED, and DECREED this the 28th day of December 2011.


CHANCELLOR

Submitted by:

/s/ J. Wesley Hisaw
J. WESLEY HISAW (MSB 101767)
Attorney for the Executrix
Holland Law, P.C.
3010 Goodman Road West, Suite A
Post Office Box 256
Horn Lake, Mississippi 38637
Telephone: 662-342-1333
Facsimile: 662-342-7321



STATE OF MISSISSIPPI, DESOTO
I HEREBY CERTIFY that the foregoing is
a true copy of the original filed in this office. 11
This the 29th day of December, 2011
By W.E. Davis, Clerk of the Chancery Court D.C.